

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Transport Department – Sri A. Kiran Prabhakar, Assistant Motor Vehicles Inspector of Zone – III – Declaration of probation in the Category of Assistant Motor Vehicles Inspector – Hon'ble Andhra Pradesh Administrative Tribunal's orders complied with – Orders – Issued.

TRANSPORT, ROADS & BUILDINGS (SER.IV) DEPARTMENT

G.O.Rt.No. 984

Dated: 24/08/2009
Read the following:-

1. Hon'ble APAT Orders Dated 20/8/2008 in O.A.No.3419/2007 filed by Sri A. Kiran Prabhakar, AMVI, B.V.Palem Check Post on OD, Nellore.
2. Representation Dated 27/8/2008 of Sri A. Kiran Prabhakar, AMVI, B.V.Palem Check Post on OD, Nellore enclosing Hon'ble APAT Orders.
3. From the Transport Commissioner Lr.No.5024/C3/2008, Dated: 20/9/2008.

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ORDERS:-

The Transport Commissioner in his letter 3rd read above, has stated that, Sri A. Kiran Prabhakar, was initially appointed as Transport Constable on 03-03-1992 in the O/o the RTO, Ongole. Subsequently, he was appointed by transfer as AMVI with effect from 08-07-2002 vide T.C. Proc. R.No. 12135/C3/2000, Dated: 3-07-2002 as per orders of the Government in G.O. Ms.No.85 Transport, R&B (Tr.I) Dept., Dated : 21-06-2002. As per Transport Subordinate Service Rules, he would be on probation as Assistant Motor Vehicle Inspector with effect from 08/7/2002 for a total period of one year on duty within a continuous period of two years and he has to pass the tests prescribed during the probation period. As such the probation period of Sri A. Kiran Prabhakar, Assistant Motor Vehicles Inspector would be with effect from 08/7/2002 to 7/7/2003. He passed the last test on 21/11/2004, i.e., beyond his probation period. The individual approached the Hon'ble APAT in O.A.No.3419 of 2007.

2. He has further stated that the Hon'ble Andhra Pradesh Administrative Tribunal in its order Dated 20/8/2008 while dismissing the O.A.No.3419 of 2007, filed by Sri A. Kiran Prabhakar, among other things permitted the applicant to submit a representation to the Government through the Head of the Department seeking relaxation of the rules and also ordered therein to consider the representation and pass appropriate orders in accordance with the rules.

3. The Transport Commissioner has finally stated that in pursuance of the orders of Hon'ble APAT, Sri A. Kiran Prabhakar, AMVI has submitted a representation addressed to the Principal Secretary to Government and requested the Government to take a decision on the representation of Sri A. Kiran Prabhakar, AMVI of Zone – III to declare the probation in the category of AMVI under Rule 16 (h) as per the orders of Hon'ble APAT Dated: 20/08/2008 in O.A.No.3419 of 2007.

4. Government, after careful consideration, observed that relaxation of Rule 16 (h) of the A.P.State & Subordinate Service Rules would defeat the very purpose of prescribing departmental tests and would lose relevance and that such relaxation is not in the best interest of administration of the Department, therefore the request does not require consideration. Accordingly, Government hereby reject the request of Sri A. Kiran Prabhakar, AMVI for relaxation of penal provisions contained in Rule 16 (h) of A.P.State and Subordinate Service Rules, keeping in view the orders of Hon'ble Tribunal's orders.

5. The Transport Commissioner is requested to take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K. RATNA PRABHA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Transport Commissioner, A.P, Hyderabad.

The individual concerned through Transport Commissioner, A.P, Hyderabad.

Copy to:

Spl. Secretary to CM (w.r.t CMO Note No.702/CMP/2009, Dated 22/06/2009.

Sf/Sc.

// Forwarded :: By Order //

SECTION OFFICER